

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board.

Paper No. 30

UNITED STATES PATENT AND TRADEMARK OFFICE

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**PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES**

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte TETSURO MOTOYAMA

Appeal No. 2003-0218
Application No. 09/108,705

ORDER REMANDING TO EXAMINER

An Information Disclosure Statement (IDS) was filed March 24, 2003 (Paper No. 29) and has been matched with this application at the Board of Patent Appeals and Interferences. The IDS needs to be considered by the Primary Examiner with respect to compliance with the criteria set forth in 37 CFR

Appeal No. 2003-0218
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§§ 1.97 and 1.98. A communication notifying appellant of the Primary Examiner's decision is required.


Accordingly, it is

ORDERED that the application is remanded to the Examiner for such consideration of the IDS, appropriate notification to appellant, and for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the status of the appeal (i.e., abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS
AND INTERFERENCES

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